

Commission appointed by Gov. Miller by authorization of the last Legislature, to take the place of the old body regulating public service corporations in the city, decided at a meeting today to take no action about the attempt of the American Brake Shoe and Foundry Company to throw the Interborough Rapid Transit Company into a Federal receivership. Speaking for the Transit Commission, George McAneny, Chairman, said:

"After consultation, the Transit Commission has decided to take no action with respect to the pending application of the American Brake Shoe and Foundry Company for a receiver for the Interborough Rapid Transit Company. In view of the present interest in the plans of the commission it is perhaps just as well to add that they will not be affected to any appreciable extent, whether the Interborough Company remains under the control of its corporate officers or is managed by a receiver."

Mr. McAneny added that the Transit Commission's report, covering the street railway situation in the City of New York and recommending measures for the protection of the interests of the people, the municipality and the corporations themselves, will be ready for promulgation to the public on or shortly after Sept. 15. He refused to give an indication of the nature of the forthcoming report.

Clarence H. Verner, as President of the Continental Securities Company, filed a petition today in the Federal Court for a receiver for the Interborough Rapid Transit Company. Judge Julius M. Mayer issued an order to show cause, returnable Thursday morning.

Mr. Verner claims to be the owner of 250 shares of I. R. T. stock bought in 1906 at \$24 a share, \$500 worth of first mortgage and refunding 5 per cent. bonds and \$20,000 worth of the 7 per cent. notes, due Sept. 1. He names as defendants in his action the Interborough Rapid Transit Company, the Manhattan Railway Company, the City of New York, the Guaranty Trust Company and the Bankers Trust Company "as trustees of the defendants."

Clarence H. Verner has been for many years a lieutenant in big corporation affairs. He has frequently gone on record as opposed to the financial policies of the Interborough Rapid Transit Company and its officials. Mr. Verner claims that he formally demanded of the management of the I. R. T. on Aug. 25 that the company go into voluntary bankruptcy. This was two days before the American Brake Shoe and Foundry Company filed a petition in court.

There was a heavy slump in the prices of Interborough Rapid Transit Company stocks and bonds and those of affiliated companies on the New York Stock Exchange. The volume of liquidation of these securities was so heavy that by the noon hour Manhattan Elevated stock, which is guaranteed by the Interborough, sold down to 35-3/4, a drop of 3-1/4 points compared with the closing price of Saturday.

Interborough Consolidated 5 per cent. bonds, which closed last week at 64-1/2, sold down to 48-3/4, a drop of 5-5/8 points. Interboro-Metropolitan 4-1/2s sold down to 111-1/4, a drop of nearly 3 points, while Interborough Consolidated preferred and common shares sold at 7-7/8 and 25-1/2 respectively, the lowest figures in their history.

O'BRIEN ASKS FOR COPY OF RECEIVERSHIP APPLICATION.

Corporation Counsel John P. O'Brien said today that he had not yet been served with a copy of the American Brake Shoe and Foundry Company's application for receivership, nor had the Mayor and other members of the Board of Estimate been apprised of what the receivership was all about. Mr. O'Brien asked for a copy of the application this afternoon. It was promised to him by counsel for the complaining company. Until he could peruse the application, Mr. O'Brien said he would defer making any official statement as to the city's action in the matter. He added, however:

"In view of the fact that the Miller transit commission on Aug. 5 permitted the Interborough to extend its \$28,000,000 of 7 per cent. notes for one year at 8 per cent. instead of 7, and in further view of the reported increased prosperity of the company, due to a 50 per cent. item in its expense account, as well as reduced wages and reduced costs of other commodities, it is indeed startling to behold the same creditor who initiated the proceedings in the New York Railways Company case."

"The amount of the claim is in considerable comparison with the amount of the notes to be extended. I am not prone to ill-founded suspicions, but when I survey the field of maneuvering in which the traction companies have operated for three and a half years, and have studied the whole Miller programme in regard to the transit situation of this city, it does seem to be a preliminary to the disclosure to be made in the near future of the long heralded plan of rehabilitation promised by the Miller transit commission. One cannot refrain from inquiring whether the application for a receiver has not for its object a reminder alleging need of further revenues."

Mayor Hylan expressed the opinion that the proposal to put the Interborough under the management of a receiver is a move to raise the rate of fare to eight or 10 cents.

BIG INTERESTS OUT TO "GET" O'MALLEY, WITNESS ASSERTS

Raymond Smith Says Commissioner Blocks Public Market Monopoly.

CALL NEW WITNESSES.

Meyer Probers Plan Further Graft Revelations at Hearing To-Morrow.

Raymond Smith, formerly a Federal Trade Commission food investigator, testified before Commissioner of Accounts Hirschfeld today that Commissioner of Public Markets O'Malley has been singled out for attack by special interests because of his opposition to their attempted monopoly of the public markets of this city.

Smith swore that O'Malley had been approached some time ago with an offer of immunity from investigation of his department if he would consent to withdraw his fight against the appointment of George B. Hogue as head of the Council of Farms and Markets. Smith claimed Gov. Miller was responsible for legislation which consolidated the old Department of Agriculture with the Council. It comprised eleven members, including the Commissioner of Public Markets of this city.

Smith testified that on May 11, 1921, Council members met to select its administrative head, and that Hogue was the choice of Gov. Miller, Senator Clayton R. Lusk and Senator Knight. O'Malley, as New York City member of the Council of Farms and Markets, opposed the appointment of Hogue by splitting the Republican ranks. Hogue's appointment, because of this opposition, Smith testified, was temporarily deferred.

Continuing his story Smith declared that the post was first offered Dean A. R. Mann of Cornell, who declined, as did Raymond Pierson of Ames, Ia., and Judge Hertram Pyke of Fort Henry, this State. Finally Hogue was appointed. Smith also testified that Hogue was a milk dealer friendly to packing and grain interests. He told his story to Leonard M. Wallstein, assistant counsel of the Meyer Committee, he said, but Wallstein didn't appear to be impressed.

"Wallstein seemed bitter and indicated he was out to get O'Malley," the witness said.

In reply to a question by Commissioner Hirschfeld whether Gov. Miller was connected in any way with food interests, Smith replied that he had certain papers in Washington which he would produce later. He swore these documents would involve the Syracuse Republican organization, of which Gov. Miller was leader, with food interests.

Testimony far more sensational than has thus far been given will be brought out by the Meyer Legislative Committee before the end of this week in its continued investigation of the Department of Public Markets, it was declared today. New witnesses will be brought forward to add to the long tale of alleged graft and extortion. The hearings will be resumed at 11 o'clock tomorrow morning.

If Edwin J. O'Malley, Commissioner of Public Markets, insists upon being called to the stand to make explanations he claims he was prevented from making the last time he testified, he will likely be asked to waive immunity.

It is known that the committee has reached a stage in its investigation where it does not require any further testimony from O'Malley. It relies entirely upon witnesses not yet heard to make out what it terms a complete case against the Department of Public Markets.

PREDICTS SOCIALIST VOTE LARGER THAN IN 1917.

Hillquit here Idle, Honoring Shortage and High Living Costs as Aids to the Party.

Morris Hillquit, boss of the Socialist Party, declared today the Socialist city ticket will poll "a much larger vote" than in 1917, when he was the candidate for Mayor. Admitting "anti-war sentiment" strengthened the party's following in 1917, Mr. Hillquit said "the issues which confront the voters this year are even more important."

"I am also convinced," Mr. Hillquit said, "the Socialists will elect substantially strengthened delegations to the Board of Aldermen and the State Legislature. Unemployment is assuming proportions probably never exceeded in the worst periods of industrial depression in the past."

"In the face of this growing public calamity the authorities in city, State and Nation are absolutely inactive, and no political party, other than the Socialist, has even thought of suggesting measures of relief."

The continued high cost of living and the acute housing situation will help his party, Mr. Hillquit believes. The Socialist campaign, Hillquit said, will be conducted this fall "more strictly on working class lines" because of the absence of the war issue, so acute in the 1917 Mayoralty race.

CHICAGO BANDITS ROB SAFE DEPOSIT VAULT OF \$224,000

Gain Admittance as Renters of Boxes and Bind and Gag Watchman.

CHICAGO, Aug. 29.—Four well dressed robbers, unmasked, late last night stroled into the Security Safe Deposit vaults in Masonic Temple, bound and gagged the two custodians through a ruse, and in the ensuing half hour broke open nineteen deposit boxes, obtaining loot with an estimated value of \$224,000 and escaped through a fusillade of bullets fired by policemen and detectives.

They left behind them a half emptied bottle of whiskey and a large hammer used to open the safety deposit boxes. Hundreds of pedestrians witnessed the chase of the bandits by policemen through the downtown district, which ended when the robbers vanished in an alleyway. Apparently, none of them was injured by the fusillade of bullets.

The vaults are kept open all night for the benefit of late patrons and are said to contain a greater amount of currency than any other depository in the loop district. They are said to carry heavy deposits of South Side gamblers and sporting men.

The robbers gained entrance to the vault by renting safety deposit boxes.

In their hurry to escape they left behind \$40,000 in \$1,000 bills, which were in one of the boxes and a diamond necklace valued at \$10,000.

Ernest Jonas, one of the guards, said that from their conversation he judged the bandits were after a deposit of \$125,000 which a south side gambler was said to have brought in there during the course of the day. At another time he heard one say: "Let's get that crap shooter's box."

Three suspects were arrested later.

To-day Michael Hughes, chief of detectives, characterized the affair as an "inside job" and held the two custodians of the vaults, who, he said, told contradictory stories.

The loss is covered by insurance. Morris Lipschultz, a newsboy, reported to police he lost \$11,300 in cash, and jewelry valued at \$900.

U. S. STEEL WAGE CUT GOES INTO EFFECT; NO PROTESTS.

Employees, Realizing They Must Accept Reduction.

PITTSBURGH, Aug. 28.—The new schedule of reduced wages recently announced by the United States Steel Corporation goes into effect in the corporation's mills in the Pittsburgh district today without any outward sign of protest.

Figures obtained indicate the Carnegie Steel Company mills in this region will operate this week at about 25 per cent. capacity. With thousands of mill workers already out of work, those who have jobs evince no inclination to quibble over wage scales or working conditions, realizing that a horde of unemployed men, daily growing more desperate, would rush to fill every job that might be vacated.

Besides the facility of displaying opposition to the wage cut, the third since the decline in steel prices started, there is noted among workmen a growing feeling that labor will have to stand its part in the government's adjustment of industrial conditions to levels approximating those which prevailed before the war. It is pointed out, too, that the cut of about an hour for unskilled labor, making the new rate 30 cents, is well above the rate paid in the early part of 1915.

REVOLT BOILS IN NICARAGUA.

Fighting Heavy, Schools Closed, Wires Barred and Salaries Cut.

MANAGUA, Nicaragua, Aug. 28.—Heavy fighting between Government forces and the revolutionists is reported to have taken place at El Sauce, 30 miles north of Leon. The Government now has a large force under arms.

Many persons have been arrested for political activities. The Government has issued a decree announcing a 20 per cent. reduction in the salaries of Government employees and for the closing of the public schools as measures of economy necessary because of the revolution.

The telephone and telegraph service has been discontinued. A strict watch is being kept on the Costa Rican frontier.

PASTOR CLAMBAKE EXPERT.

Minister's Skill Utilized by Organizational Delegation.

MIDDLETOWN, N. Y., Aug. 28.—Rev. Robert A. Greenwell, pastor of the Methodist Church at Dobbs Ferry, one of the ablest pastors in the New York conference, is spending his vacation getting up clambakes in various sections of Orange County, being employed by organizations that have learned of his skill.

The minister dons the garb of a laborer during the week and enters heartily into the work, always anxious to do a little more than those who are working with him. Years ago, before becoming a preacher, he learned the art of putting on first-class clam bake and still enjoys it as much as ever. This work on week days does not interfere with his ability to make able discourses on Sunday wherever he engages to preach.

President Obregon's Children In the Garden of Their Home



Very little is known about the family of President Obregon of Mexico. The children, whose names are Refugio, Alvero and Mayo, had their pictures taken recently in the garden of their home.

JOKER IN TREATY WOULD LET THE U. S. JOIN THE LEAGUE

(Continued from First Page.)

United States shall expressly give its assent to such action.

That while the United States is privileged to participate in the Reparation Commission, according to the terms of Part VIII of that treaty, and in any other commission established under the treaty (of Versailles) or any agreement supplemental thereto, the United States is not bound to participate in any such commission unless it shall elect to do so.

The above provisions make it clear that the United States isn't "bound" by covenant unless it gives its consent. The council of the League of Nations operates any way under rules requiring unanimous agreement, so America could not be bound any way unless she gave her consent. But the phrase "unless the United States shall expressly give its assent to such action" significantly insures reference to Congress as was insisted upon so specifically in the League reservations. And the words "United States" have always been interpreted to mean the President or the Secretary of State when treaties were being negotiated.

The signatories of the original Versailles pact designated the United States as a charter member of the Council of the League of Nations. The chair has remained vacant. American can send her official or unofficial representative to attend council meetings any time she wishes to do so. The Senate could interpose no objection, for, after all, the powers of the Executive to commit the United States to the use of military or naval forces are limited by the Constitution.

On the other hand, in view of the delicate situation in the United States Senate today as between pro-League and anti-League, President Harding and Secretary Hughes will studiously avoid the League of Nations and its Council or Assembly. But when the fever of the controversy dies down and perhaps a future Democratic or Republican Administration finds it valuable for an American representative to sit in at the Council or Assembly and speak the viewpoint of the United States, there is nothing in the Hughes-Knox treaty which prohibits such a course being taken or which requires asking Congress about it. Either the "freedom of action" missed a point or Secretary Hughes, with a long look ahead, outwitted the anti-League.

It is too late for the foe of the League to ask for amendments to the Hughes-Knox treaty, for this Administration, like its predecessor, is satisfied—the door has not been closed on ultimate membership of the United States in the League of Nations.

Accused of Raising Bills.

Max Gurnmark, No. 33 Rodney Street, Brooklyn, a bookbinder, was arraigned today before United States Commissioner Raquin on charges of forgery and mutilating United States money. At the drug store of George Valaki, No. 135 Atlantic Avenue, he is alleged to have tried to pass a \$1 bill for a ten. His method, the police say, was to cut the numeral "1" off a Brazilian note and paste over the "1" on the United States money.

STUDENT IS HELD AFTER FIST BLOW KILLS MAN AT BALL

(Continued from First Page.)

parent to me as I spoke over her shoulder."

Mrs. Sutphen was not at home to newspaper men today. Callers were first told that she had not been, and later that she had "put out and left no word as to her plans."

Arthur, a son of Mrs. J. Charles Tate, of London, England, lived at the Navarre Apartments in New York and was an automobile accessory dealer at No. 177 Broadway.

Samuel Pannel, head waiter, who is also held as a witness, said the first he knew of the trouble was when he saw Laborde and his companions struggling with Arthur. He thought Laborde's friends were trying to stop the fight, but Laborde broke loose, he said, and planted the blow that felled Arthur.

Women were screaming and men were crowding about the fallen man when some of his friends carried him out to an automobile and took him to the Ann May Hospital at Spring Lake, where he died yesterday afternoon.

The first thought of friends of both sides, it was said, was to hush the matter. The dance ended at once and everybody went home.

Several hours later it was learned that Arthur could not recover and it was then that the Governor's secretary took steps to have an inquiry started. The Cubans, who were occupying a cottage on Lake Drive, in Des Moines, Iowa, a new charge now is to be lodged against him.

When it was learned that Arthur was dying word was sent to his sister, Mrs. H. B. Lane, who lives in Connecticut. She reached the hospital before his death.

Arthur's body was taken to New York this morning by his sister, Mrs. Harry Lane of Waterbury, Conn.

NEARLY 700 ARE KILLED IN REVOLT IN INDIA.

Several Europeans Among Slain—To British Soldiers Missing.

CALCUTTA, India, Aug. 28 (Associated Press).—Nearly 700 members of the insurgent bands which have been creating havoc in the district south and southeast of this city have been killed in fights with British forces sent to quell the uprising. Several Europeans have been killed, while seventy men of the Leicester Regiment and seventeen native policemen are missing. Many Hindus have been massacred.

British troops, including cavalry, arrived here from Bangalore Sunday and proceeded to the disturbed area.

The trouble in Malabar arises, it is stated, primarily from religious fanaticism and from the intense hatred of the Moslems, or Mohammedans of Arab descent, for Europeans and Hindus.

Killed in Odd Train Accident.

SOMERVILLE, N. J., Aug. 28.—Harry Reed, a billposter for Sparks' Circus, died in the Somerset Hospital today as a result of an unusual accident yesterday. He was sitting alone on the rear end of the last car with one leg extended beyond the side of the car. As the train reached the bridge, traveling fast, a rider struck Reed's leg and tore it off just below the knee.

HOEY, WATCHMAN IN MURDER SHANTY, GIVES HIMSELF UP

(Continued from First Page.)

his wife and daughter Virginia, eight years old. There are two other children, Walter, four, and Muriel, two.

Others on whom Neville had used his fists and his club, but whose respect he had earned, went to Police Captain Randle of the West 37th Street Station and enrolled themselves among the volunteers seeking evidence in the case.

Hugh Gallagher, a homeless drifter, and Daniel Kerrigan of No. 521 West 45th Street, are under arrest as material witnesses because they are known to be frequenters of the watchman's shanty where Neville was shot down. The police say these two have told them the names of four men who entered the junk yard just before the murder.

Hoey has been in trouble with the police since he was thirteen years old and has been committed eleven times to various institutions, including Elmira Reformatory, for assault, petty larceny and drug peddling. He is awaiting trial for the hold-up Aug. 13 last of a billiard room at 44th Street and 11th Avenue.

He is known to hate Neville, and when Neville tried to joke him after his last arrest about the "long ride" he was likely to take on account of his record, Hoey is said to have replied: "Maybe it won't be as long as the one you will get some day." He was night watchman in the junk yard.

One of the men detained by the police said he had been in the lot only a few minutes before Neville entered. He said Neville in utter disregard of danger had twice entered the lot during the evening in the belief he could catch the "dope" peddlers at work.

On the policeman's second visit he found the man in question. He ordered him to leave. As this man was leaving he noticed four others slip into the lot when Neville's back was turned. One of them, he told the police, was Hoey.

As the story has been reconstructed Neville entered the place with revolver drawn on the third occasion. A look-out saw him. As Neville quickly made his way toward the shanty, the gangsters waited for him, their guns aimed at him. It was too dark in the corner of the lot for Neville to notice that the door of the shanty stood open. As he reached out to push the door open, the gangsters fired. Two bullets pierced him. He did not have a chance to use his pistol. It was found beside him.

Neville's body was taken to his home. He will be buried Wednesday. The body will be held in St. Monica's Church, Jamaica. The police band and the police gig club will provide the music and escort the body to St. Mary's Cemetery, Flushing.

BIG DROP IN POTATO CROP.

Prospective Yield Is Off 100,000,000 Bushels.

WASHINGTON, Aug. 28.—With the prospective crop of potatoes off 100,000,000 bushels, Americans may soon be turning to an Oriental diet.

"Rice can be made to meet the shortage," says the Bureau of Markets and Crops. "The prospective crop of 35,000,000 bushels of rough rice is equal to 331,000,000 pounds of cleaned rice, and to this must be added comparatively large stocks derived from the extraordinarily large crop of 1920."

"At the per capita consumption of seven pounds of rice in the United States in 1905-1914 for all purposes, the population this year would require 760,000,000 pounds, or 371,000,000 pounds less than this year's crop alone, to say nothing of unusual stocks."

HAYS TO BREAK BANK—THE OLD STOCKING.

Plans to Cox Hoarded Dollars Into Savings Banks.

WASHINGTON, Aug. 28.—Postmaster General Hays has completed his draft of a plan to "break" the old stocking bank and submitted it to Chairman Steiensen of the House Post Office and Post Roads Committee, who will take it up when Congress resumes the session.

The features of Mr. Hays's scheme are these:

Increase the rate of interest to be paid depositors from 2 to 3 per cent.

Increase the maximum amount allowed each depositor from \$500 to \$3,000.

Abolish the minimum age limit of ten years.

Authorize joint and trust accounts.

Terminate the practice of surrendering deposits and receiving in lieu thereof United States coupon and registered bonds.

Administrative changes to extend postal savings facilities to as many as possible of the 53,000 Post Offices. Deposits now are accepted at only about 6,300 offices.

The funds collected to be redeposited in local banks and interest paid on deposits held less than one year.

WOMAN AND SON KILLED WITH AVIATOR IN PLANE.

PHILADELPHIA, Aug. 28.—Conrad W. Foss, an aviator, and two passengers he had taken up in his airplane were killed last evening when the machine crashed to earth on the northern outskirts of the city. The other victims were Mrs. Mary Fussysky and her eight-year-old son, Joseph. Mrs. Foss lived at Hattboro, a suburb, and made a business of taking persons up in his plane. He had made several flights yesterday and until the fatal trip appeared to have his machine under perfect control.

CUT BIG SALARIES OF RAIL OFFICIALS, IS A. F. OF L. PLAN

Suggests These Should Be Trimmed to Allow Workmen More Pay.

ATLANTIC CITY, N. J., Aug. 28.—The Executive Council of the American Federation of Labor has decided to take no action regarding railroad wage reductions, according to members today, but is ready to give whatever aid might be requested by any of the railroad unions.

The council is working on a plan to bring about "public ownership and democratic control" of railroads, but no definite result is expected for some months, labor leaders say.

Investigation of salaries paid railroad executives is being made with a view to bringing pressure to have these salaries reduced "until wage earners are paid a wage sufficient to keep them in decency and comfort."

The proposed investigation into the use of workers' savings by banks and insurance companies will inquire into the "present credit system of the country" and study the Kenyon Rural Credit bill. A report before the council says it is believed that funds and savings of the workers accumulated by the banks and insurance companies have been used "to crush and destroy the trade union movement and impoverish the workers as well as the farmers."

JAMES W. HEBRON DIES MILLIONAIRE

Doomman of Downtown Delmonico's Took in \$18 in Tips on First Day.

James W. Hebron, known for years as "Delmonico Jimmy," who made a million while doorman of Delmonico's Beaver Street restaurant, was buried yesterday in Calvary Cemetery. He died Friday of heart disease, at the residence of his daughter, Mrs. Raynor Goldwin, Bay Side, L. I.

A native of Roscommon, Ireland, sixty-eight years old, he came to this country in 1873. He first went to Cincinnati, but drifted back to this city in 1877 and got a \$1 a day job as doorman at Delmonico's. The first day on the job brought him luck. Lester Wallack and William Waldorf Astor each gave him a \$5 bill, and his entire earnings were \$18.

One day an acquaintance made \$20 for him by a turn in the market. Then he began to operate regularly and his profits grew from \$2,000 to \$10,000. He also started a cab business with one horse, bought from William E. Dodge, and eventually owned three big lively stables.

In 1913 he sued Miss Josephine Delmonico as heir of her brother Charles Delmonico, for \$4,245 cash fare. A little later he sued Frank Work for \$7,700 alleged to be due on a stock transaction.

His wife died four years ago. Recently he has lived with an unmarried daughter at No. 147 West 66th Street, and was visiting another daughter when he died. Ten children survive him.

John W. Allen Dies From Auto Injuries.

NEW BRITAIN, Conn., Aug. 28.—John W. Allen, sixty-eight, died in the New Britain Hospital yesterday from injuries received Saturday night when he was struck by an automobile. The automobile did not stop and police have found no trace of it. Mr. Allen was a member of the State Legislature in 1907, and was well known as a building contractor in this city for forty years.

Aged Man's Body Taken From River.

The body of Robert Young, seventy-three, No. 204 East 125th Street, was recovered by the marine police today from the Harlem River at 127th Street, and was identified through a note giving his name and address and asking that his daughter, Mrs. Blanche Koukel of the same address, be notified. She said her father was injured about a year ago while working in a movie studio and had frequently threatened suicide and several times attempted it.

Shooting and Bombing in Streets of Belfast.

BELFAST, Aug. 28 (Associated Press).—Shooting and bombing occurred in North Queens Street and along New Lodge Road, Belfast, during the dinner hour today, and it was necessary to send armored cars to patrol the locality. Two cases of bullet wounds were treated at hospital, one man having been shot in the back.

Distant Relative of President Harding Dies.

MITCHELL, S. D., Aug. 28.—Mrs. M. T. Dudley, a distant relative of President Harding, died at her home here today. Mrs. Dudley and her husband moved here about fifteen years ago from Marion, Ohio.

WHEN you go on your vacation this Summer have your favorite paper mailed to you every day.

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two weeks 38c
Daily World, 25c per week
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Cashier, New York World, Pulitzer Building, New York City.

JUDGE WON'T STAND FOR "JUGGLING" IN HIRSHFIELD CASE

Sees Move to Make Political Material for Hylan's Foes in Trial Delay.

Former Judge William M. K. O'cott, attorney for Commissioner of Accounts David Hirschfeld, to-day before Justice Martin in his motion to dismiss the indictment against Mr. Hirschfeld for lack of prosecution, arraigned the Admiralty Grand Jury and the deputy attorneys having charge of the case. Justice Martin said that the purpose of having the trial put over until fall was to make political material for the opponents of Mayor Hylan.

The lawyer called the indictment a "rotten little political case" and predicted that the orators in the campaign would be talking about Hylan and "his Commissioner of Accounts, who is the right hand of the Hylan administration."

Mr. O'cott said that Hirschfeld was indicted last Nov. 21, charged with having maliciously circulated defamatory matter regarding Assistant District Attorney Smith and former Gov. Whitman. In indicting the Commissioner Mr. O'cott said that the Admiralty Grand Jury, "which did many foolish and vindictive things omitted the fact that he had any official capacity."

He declared that his client had made effort to have the case tried and as he was a public official he was entitled to a speedy trial, as he stood as the right arm of the Mayor. Deputy Assistant District Attorney Hilborn said the delays were unavoidable.

Justice Martin, in instructing the attorneys to file papers within a week, said that the Grand Jury proceedings in this county in the last few years were such as to bring more discredit upon that body than had occurred in the last fifty years. He said Bronx County while he was District Attorney had no such methods and had the case been brought before the Grand Jury by him in the Bronx it would have been disposed of long ago. He ended by declaring that he did not intend having the case "juggled along," to be used as "a football in the coming political campaign."

GRACE LINER NEARLY RUN DOWN OFF JERSEY.

Chile Sinks Delegation Here to Study Prohibition Workings.

Capt. E. M. Parker of the Grace liner Santa Ana, arriving today from Valparaiso, reported being nearly run down by a big steamer in the fog off the Jersey coast last night. The sudden slowing down of the Santa Ana and the blasts of her whistle brought most of the passengers on deck in their nightclothes. The other ship passed by a hundred feet or so, and the Santa Ana would have been disabled if long ago.

At the time, Capt. Parker said, but he could not make out her name.

Alfred Aviles of the Chilean Section of the Inter-American Committee said he had been delegated to act as an official observer of the operations of the United States in contemplation of similar legislation in Chile.

Do you know you can roll 50 good cigarettes for 10cts from one bag of

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We want you to have the best paper for "BULL." So now you can receive with each package a book of 24 leaves of BULL—the very finest cigarette paper in the world.